

KRAMER LEVIN NAFTALIS &amp; FRANKEL LLP

DEC 09 2008

FROM: GREGOR N. NEFF  
DATE: DECEMBER 9, 2008  
PHONE: 212-715-9202

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1 Jila Mohandesi	United States Patent and Trademark Office	571-273-8300	571-272-4558
Group Art Unit 3728			

TOTAL NUMBER OF PAGES INCLUDING THIS PAGE: 15

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Re: Letter regarding Serial No. 09/879,613

Title: PEROXIDE PRESERVATION

PLEASE SEE THE ATTACHED DOCUMENTS.

DEC 09 2008

33168-2130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant : John Skoufis  
Serial No. : 09/879,613  
Filed : 06/12/2001  
For : PEROXIDE PRESERVATION  
Group Art Unit : 3728  
Examiner : Mohandesi, Jila M.

LETTER

VIA FACSIMILE

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Confirming the telephone conversation between the undersigned and the Examiner today, December 9, 2008, attached is a copy of the Amendment that was mailed from our office on September 19, 2007, and which is mentioned in the first paragraph of the Supplemental Amendment mailed from our office on October 11, 2007.

Attached to the Amendment mailed September 19, 2007 is a copy of the post card which was sent with it, together with a copy of the Petition for Extension of Time which also accompanied the Amendment.

Until the Examiner pointed it out during the conversation, we had not been aware of the fact that the Amendment of September 19, 2007 apparently was not entered into the file of the case.

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We have no record of having received a stamped copy of the attached post card.

Until the telephone conversation earlier today we believed that the application was in proper condition for further examination. When we had not heard anything in response to our Amendments and Supplemental IDS, we sent a Status Inquiry Letter on March 27, 2008 (copy attached).

Strangely, we did not receive a reply to the first status letter, and therefore, on July 8, 2008, we filed a second Status Inquiry Letter (copy of Letter and Acknowledgement Receipt attached).

When we also did not get a response to the second status inquiry letter, the undersigned attorney made a call to the Examiner.

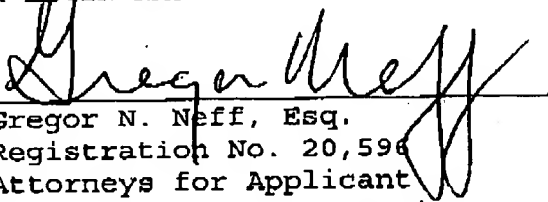
It would be greatly appreciated if the Examiner would call and advise as to what happened and what needs to be done to put the application in condition for further examination.

Respectfully submitted,

KRAMER LEVIN NAFTALIS & FRANKEL LLP

December 9, 2008

By:

  
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Patent Electronic Filing

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**Acknowledgement Receipt**The USPTO has received your submission at **12:28:21** Eastern Time on **08-JUL-2008**.

No fees have been paid for this submission. Please remember to pay any required fees on time to prevent abandonment of your application.

**eFiled Application Information**

EFS ID	3579746
Application Number	09879613
Confirmation Number	5295
Title	Peroxide preservation
First Named Inventor	John Skoufis
Customer Number or Correspondence Address	31013
Filed By	Alexander Migirov/Tania Sotomayor
Attorney Docket Number	33121.2130
Filing Date	12-JUN-2001
Receipt Date	08-JUL-2008
Application Type	Utility under 35 USC 111(a)

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
DOC2130.PDF	2	Miscellaneous Incoming Letter	68886 bytes	◆ PASS

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New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53 (b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

New International Application Filed with the USPTO as a Receiving Office

If a new International application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

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